

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

Confirmation No.:

Farrell et al.

Group Art Unit: 3761

Divisional of Appln. No.: 09/079,848

Examiner: J. Weiss, Jr.

Filed: May 15, 1998

Filed: November 30, 2001

Title: NASAL VENTILATION AS A TREATMENT FOR STROKE

November 30, 2001

* * * * *

PRELIMINARY AMENDMENT

Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

Before examination, please amend the above identified application as follows:

IN THE SPECIFICATION:

Please amend the specification at page 1, line 1 by inserting the following new paragraph:

--CROSS REFERENCE TO RELATED APPLICATIONS

This application is a divisional of U.S. Application No. 09/079,848, filed May 15, 1998 which claims priority from U.S. Provisional Application No. 60/046,745, filed May 16, 1997, the specifications of which are incorporated herein by reference.--

IN THE CLAIMS:

Please cancel claim 6 without prejudice and add new claims 7-8 as follows:.

--7. An apparatus for the treatment of stroke patients during the acute phase of the occurrence of a stroke, said apparatus comprising:

(a) an airflow generator;

(b) an interface adapted to fit a patient; and

(c) a conduit for the flow of air from said generator to said interface, said airflow being delivered to said interface at a pressure which exceeds atmospheric pressure during the

acute phase of the stroke to improve the patient's blood oxygen level, the acute phase being defined as the first three hours from onset of the stroke.

8. An apparatus for the treatment of a patient who is suffering a stroke, said apparatus comprising:

means for identifying the stroke in an acute phase, said acute phase being defined as the first three hours from onset of the stroke; and

means for applying continuous positive airway pressure to said patient at least during said acute phase of said stroke in order to improve the patient's blood oxygen level.--

REMARKS

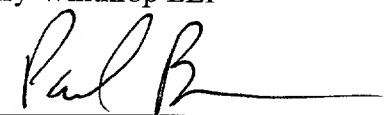
In view of the foregoing, the claims are now believed to be in form for allowance, and such action is hereby solicited.

Attached hereto is a marked-up version of the changes made to the specification and claims by the current amendment. The attached Appendix is captioned "Version with markings to show changes made".

Respectfully submitted,

Pillsbury Winthrop LLP

By: _____



Paul T. Bowen

Reg. No.:38009

Tel. No.: (703) 905-2020

Fax No.: (703) 905-2500

PTB\dlh
1600 Tysons Boulevard
McLean, VA 22102

(703) 905-2000
Enclosure: Appendix

APPENDIX

VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE SPECIFICATION:

At page 1, line 1, new paragraph added as follows:

--CROSS REFERENCE TO RELATED APPLICATIONS

This application is a Divisional of U.S. Application No. 09/079,848, filed May 15, 1998 which claims priority from U.S. Provisional Application No. 60/046,745, filed May 16, 1997, the specifications of which are incorporated herein by reference.--

IN THE CLAIMS:

Claim 6 is cancelled herein. New claims 7-8 are added.